

ACTS AND LAWS,

Passed by the Great and General
Court or Assembly of Their
Majesties Province of the
Massachusetts-Bay, in

NEW-ENGLAND.

Began at Boston, the Thirty-first Day of May, 1693.
And Continued by Adjournment unto Thursday the Sixth
Day of July following : Being the Second Sessions.

*Anno Regni Guilielmi, et Mariae, Regis et Reginae, Angliae,
Sectiae, Franciae, et Hiberniae, Quinto.*



B O S T O N.

Printed by Bartholomew Green, and Sold by
Samuel Phillips. 1693.

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Coasting Vessels within the Province.

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AN ACT

For Coasting Vessels within the Province.

WHEREAS in and by an Act of Parliament, made in the Twenty Fifth Year of the Reign of His late Majesty, KING Charles the Second (Entituled, *An Act for the Encouragement of the Greenland and Eastland Trades, and for the better securing the Plantation Trade*) Effectual care is taken and provision made for the preventing of Frauds and securing the payment of the Rates and Duties, granted by said Act, unto His said Majesty, His Heirs and Successors, upon Sugar, Tobacco, Cotton-wool, Indico, Ginger, Fustick, and all other dying wood of the growth, production and Manufacture of His Majesties several Plantations in America, Asia, and Africa; which shall be laden on board any Ship or other Vessel, with intent to be transported and carried into any other of His Majesties Plantations; which said Rates and Duties are to be paid in the respective places of the growth and production of the said goods and Commodities before the Lading thereof.

It is therefore Declared, and Enacted, by the Governour, Council, and Representatives, Convened in General Assembly, and by the Authority of the same,

That any of the before Enumerated Goods and Commodities, which are, or shall, at any time hereafter, be brought into this Province from any other of Their Majesties Plantations, where the same do grow, and are produced, shall and may be transported and carried from Port to Port, and Place to Place, within the Province by Land or Water, for the supply of the Inhabitants and Trade within the same, without any Entry or Clearing, Bond or Certificate, to be given or taken out for the same.

Liberty for carrying one Tun & half of the Enumerated Commodities, from place to place in the Province without Entry &c.

And that no Boat or other Vessel using to pass or trade between port and port, place and place, within the Province onely, and not designed to go elsewhere, shall be obliged to Enter or Clear; ~~Provided~~ that no such Boat or other Vessel do take in or carry more than Six Hogtheads, or one Tun and half of the said Enumerated Commodities, at any one time, turn, or Voyage.

The Matters of all Boats or other Vessels so passing or trading from Masters to Port to port, or place to place, within the Province, taking in more than Six Hogtheads, or the quantity of one Tun and half of any of the said Enumerated Commodities, at any one time, turn, or Voyage; shall before the taking in the same, give bond at the Naval Office of one Thousand pounds, with one sufficient surety, to Land all such Goods and Commodities at some other Port or place within the Province, or in some other of Their Majesties Colonies or Plantations adjoining, and not elsewhere; on Pain of Forfeiting such Vessel and goods, according as by the within recited Act of Parliament is directed. For which bond, there shall be paid three Shillings, and no more; and no such bond to be sueable after the end of Twelve Moneths, from the time of giving the same.

Enter & give bond if they take in above that Quantity

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4 Partition of Lands &c. Criminal Offences

AN ACT

For Partition of Lands &c. and the Recovery of Legacies at the Common Law.

BE it Enacted by the Governour, Council, and Representatives, Convened in General Court, and by the Authority of the same,

*Partition of Lands be-
tween Copar-
ceners &c. to
be forced by
the common
Law.* That all persons having or holding, or that hereafter shall have or hold, any Lands, Tenements, or Hereditaments, as Coparceners, Joint-Tenants, or Tenants in Common, may be compelled by writ of Partition, at the Common Law to divide the same; where the parties cannot agree to make Partition thereof by themselves.

Provided, this Act shall not be understood to repeal, or any wayes alter any clause or clauses in the Act, for *Regulating of Town-ships*, referring to undivided or common Lands.

And it is further Enacted by the Authority aforesaid,

*Legacies to
be Recovered
at the com-
mon Law.* That where any certain Legacy is or shall be bequeathed and given by any Person, in his or her last Will and Testament; As also where any residuary or uncertain Legacy, is, or shall by the Account of any Executor be reduced to a certainty, every such Legacy and Legacies as aforesaid may be Sued for, and recovered at the common Law; any Law, custom or usage to the contrary notwithstanding.

An Additional

ACT,

For the Punishing of Criminal Offences.

WHEREAS the Breach of sundry Criminal Laws of this Province, is only Punishable by Fines, and many times the breakers of them have not Money to satisfy the same.

Be it therefore Enacted, by the Governour, Council, and Representatives, Convened in General Assembly, and by the Authority of the same,

*Criminal Of-
fences to be
punish'd by
Stocking &c
where the Of-
fenders can
not otherwise
satisfy the
Law.* That henceforward it shall be in the power of any Justice of the Peace, that shall have Cognizance thereof, to Punish breakers of the Peace; Prophaners of the Sabbath, and unlawful Gamesters, Drunkards, or prophane Swearers or Cursers, by setting in the Stocks, or putting into the Cage, not exceeding three Hours, or imprisonment Twenty four Hours, or by Whipping, not exceeding Ten Stripes; as the case may deserve, and where the offender has not wherewithall to satisfy the Law in that case provided.

F I N I S.